

In The U.S. District Court
Eastern District of Texas
Lufkin Division

Mark Robertson, ET AL., §
TDCJ Inmates, Plaintiff §

§

Freddy Hurley, #453088, §
TDCJ Inmate, Intervener §

§

Civil Action Number
9:23-cv-23

§

§

Bryan Collier, ET AL., §
TDCJ Employees, Defendant §

Intervener, Freddy Hurley, TDCJ #453088

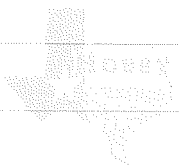
To The U.S. Judge of the Court, Lufkin Division:

On 3/15/2024 the U.S. Magistrate Judge, Zack Hawthorn, Eastern District of Texas, Lufkin Division, entered an order on 3/15/2024 dismissing Defendants, i.e. TDCJ officials, motion to dismiss Plaintiffs, TDCJ Inmates, civil rights violations, Writ No. 9:23-cv-23, concerning TDCJ inmates and our long-term TDCJ solitary confinement in TDCJ's

"Restricted Housing" segregation, a TDCJ employee physical and psychological harm towards State Prison inmates by TDCJ Defendants.

And, in Petitioner Hurley's motion to intervene in Robertson et al. v. Collier et al, writ No. 9:23-cv-23, Petitioner is a TDCJ Inmate who is a TDCJ Trusty III Protective Custody ("PC") incarcerated person who is elderly and severely disabled, see 42 U.S.C. § 12101, and puratively isolated in PC due to threats of harm by TDCJ Defendants, see Exhibit A (attached hereto). Yet TDCJ policy, i.e., Inter-Office Communication ("IOCs"); Standard Operation Procedures ("SOPs"); Post Orders ("POs"); Administrative Directives ("ADs"); Board Procedures ("BP"); etc. And, Defendants, et al., know that their TDCJ policies say:

"TDCJ hired staff 'must' sign a contract that informs each State Prison employee who 'must' exercise care and diligence to protect each TDCJ incarcerated inmate by staff see e.g. Jones v. United States, 534 F.2d 53 (5th Cir. 1976); the U.S. Supreme Court said there is an inherent principle that TDCJ officials (i.e. Defendants) 'must' not inflict physical and psychological harm



on any TOCJ inmate, see e.g. *Furman v. Georgia*, 408 U.S. 238 (1972), and in any malicious act that harmful to inmates by TOCJ hired and/or contracted personnel that creates deliberate indifference to inmates mental health and physical harm, the act then constitutes cruel and unusual punishment, see e.g. *Estelle v. Gamble*, 429 U.S. 97 (1976); see also *Penz et al. v. Estelle*, 503 F.Supp. 1265 (S.D. Tex. 1980).

In summary, on 3/15/2024 the U.S. District Court, Lufkin Division, issued an order granting an oral argument in *Robertson et al. v. Collier et al.*, including Petitioner Hurley, 9:23-cv-23, to schedule an oral argument, and, after the oral argument between Plaintiffs, i.e. *Robertson et al.*, Petitioner Hurley v. *Collier et al.* Defendants, Writ No. 9:23-cv-23, and the Court will then rule on the argument.

Respectfully filed,

Dredd Hurley, TOCJ #453088
Pawledge Unit, State Prison
1400 Fm 3452
Paleshine, TX 75803

Prayer

In Petitioner Hurley's motion to intervene in Robertson et al. v. Collier et al. Writ No. 9:23-w-23 filed under penalty of perjury, see e.g. Carter v. Clark, 616 F.2d 228 (5th Cir. 1980), and in Petitioner's legal filing on 11/8/2023 and 1/2/2024, including his present intervention, Petitioner Hurley has added 35 more evidence Exhibits, paged documents that support his TOCS abuse in solitary confinement by Defendant Collier, et al. Also, the Court will find a 4 page letter to the TOCS "ODG" Director regarding Petitioner's long-term solitary confinement, a retaliatory act by TOCS staff in retaliation for Petitioner's exercise of legal rights.

Certificate of Service

I, Freddy Hurley, TOCS #453088, certifies that his 5/1/2024 motion to intervene, dated 5/1/2024 addresses that TOCS Defendants, more than two, of State Prison Staff Members that have conspired together to promote and prevent TOCS solitary confinement inmates of their constitutional rights by means of Defendants conspiracy and their stratagems that causes to TOCS solitary confinement inmates physical and psychological harm; again,

Petitioner's 4 page letter to the TOCT "ODJ" Director,
dated 4/29/2024, explains the shenanigans by Defendant.

Declarant,

Dreddy Hunley

Attachment D

TEXAS DEPARTMENT OF CRIMINAL JUSTICE

Protective Safekeeping

7/30-Day Review Record

(Protective Safekeeping Offenders ONLY)

I. OFFENDER INFORMATION

Offender Name: HURLEY, FREDDY; TDCJ Number: 00453088; Custody: P7; Unit: B2

II. UCC REVIEW

*Instructions: This section shall be used for UCC reviews. If the form is being used for a 'subsequent review, the UCC must ensure Section I (Offender Information) is completed and the previous Protective Safekeeping Review form is available for review.*a. REVIEW: (✓one) ☒ Initial; ☐ Subsequent; Review held on 4/5/24 at 09:54AM by the UCC.
(Date) (Time)b. Type of Review: ☐ 7-day; ☒ 30-day; ☐ Special Review

c. RESTRICTIONS: The UCC has reviewed the offender's record and has decided to either continue or discontinue restrictions, as noted below:

- Work ☐ Yes ☒ No Review/Expiration Date: _____
- Education ☐ Yes ☒ No Review/Expiration Date: _____

d. Justification for decision(s):

Remain P7 Per PSK Plan

d. Committee Members (Print name and rank or title):

K. Harbin Major
S. Karnes PS III
R. Stanhope Lt

III. OFFENDER NOTIFICATION OR COMMITTEE ACTION

*Instructions: Correctional staff shall notify the offender that the UCC decision will expire on the date indicated or be reviewed for continuation, request the offender to sign (if the offender refuses, document the refusal), and provide the offender a copy of the completed document.*Notified by: Ernesto Chis SE 4/10/24 1100 [Signature] 4-10-2024
(Employee -- print name and sign initials) (Date and time) (Offender signature and date)

(Rev. 06-2015)

Freddy Hurley, TDCJ #453088
Powledge Unit, State Prison
1400 FM 352
Pelestine, TX 75803

April 29, 2024

Director, Inspector General (Internal Affairs)
Texas Department of Criminal Justice
P.O. Box 4003
Huntsville, TX 77342

Re: TDCJ Protective Custody ("PC"), Inmate Case

Sir:

My 4/29/2024 TDCJ inmate letter to you, the State Prison "DIG" Director, addresses my TDCJ Inmate Grievance regarding my TDCJ Protective Custody ("PC") Isolation in TDCJ's "Restricted Housing" on the Powledge Unit's small, 30 man, Restricted Housing Wing where PC inmates are individually celled 24 hours a day in solitary confinement where individual cells are no bigger than a car's parking space, there is no cell or wing sunlight, my PC in-cell lighting is poor (less than 20 foot candles for legal activity), there is no

in-cell windows or aircondition and during the summer months the solitary PC confinement cells' heat temperature reaches over a 110-115 degrees, the PC and each cell are extremely dirty and the TDCJ Inmate Building Tenders are not required too thoroughly clean the PC Housing Wing and Unit Staff do not provide in-cell cleaning supplies, my TDCJ parole release is denied because "the Board" continues that I have an "instant offense" regarding my January 19, 1987, robbery offense and jury conviction, unit officials and their subordinate staff, a racketeer influence and corrupt organization ("RICO"), deny to me all TDCJ rehabilitation and religious program activities, including the approval of my promotion to "PC" 6 by the TDCJ State Classification Committee as recently noted by the Unit's Assistant Warden, TDCJ punitive acts toward me that causes too me "PTSD" from TDCJ's physical and psychological harm toward me because TDCJ staff also hogtie my wrist to my wrist with a leather belt before I can exit my individual PC cell even though I am a TDCJ classified Trusty 3 inmate, a TDCJ step above my being an outside prison trusty. Also, TDCJ's Executive Director's Program Specialist and the Texoma MHMR Services both provided TDCJ Administrative Officials' with written documentation that say: "Freddy's Status 99 Risk Assessment are assessed as a one, which is low, and he is not a threat to society." Yet not long ago, and in retaliation

for my legal activity, TDCJ Powledge Unit Officials and its TDCJ contract with Unit LITMB staff conspired with, in their individual and TDCJ/LITMB capacity, with a unit hired guard to hogtie me to my ADA walker and assault me, the guard even stuck his fingers in my buttcrack and, since the guard's fingers were cut I my now AIDS by the guard so TDCJ/LITMB Personnel sent to me an AIDS test, see attached hereto the TDCJ/LITMB AIDS Test Kit.

In summary and because the Dallas County District Attorney's Office recently acknowledged my disability (see 42 U.S.C. § 12101 is documented by an ADA Administrative Court in mid 2013) and, TDCJ/LITMB staff cannot refute my claim, stated herein, and I have already been a litigative party member in David Ruiz, et al. v. W.J. Estelle, TDCJ et al.; including Freddy Hurley v. TDCJ et al. --- Dennis Blewins, TDCJ Powledge Unit et al. --- Douglas Dretke, TDCJ et al. --- Wayne Scott, TDCJ et al. --- Wayne Johnson, TDCJ et al. --- Salvador "Sammy" Buentello, TDCJ et al. --- Allen Polinsky, TDCJ et al. --- Richard Gurneys, TDCJ et al. --- and, in all litigative action I was a part of the courts' granted to me injunctive relief, acknowledging my TDCJ Protective Custody Classification Status and TDCJ staff are too treat me in PC similar to the inmates housed

in TDCJ's Inmate General Population ("GP"), but Ponderosa Unit officials maliciously treat me in a punitive manner, housing me in solitary confinement, hogtying me before I can exit my PC individual cell, cancelling my ADA classification, and denying too me all rehabilitation and religious program activities in PC, a TDCJ employee malicious act that denies too me all physical and psychological help since I am elderly and disabled, posing no threat to anyone. Also, under penalty of perjury I will submit too a State polygraph examination test to verify my claim to you, and, TDCJ's own security surveillance cameras located throughout every TDCJ prison unit plantation, except in secluded TDCJ offices where staff can easily hide and abuse inmates, including the Ponderosa Unit's PC "Restricted Housing wing" which can easily verify my claim, including the guard that stuck his fingers in my buttcrack in retaliation for my legal writing. Also, I do not seek nor request a unit PC transfer, a TDCJ official tactic often used too coverup malicious acts of TDCJ staff acts of wrong doing involving inmates.

Respectfully filed

Dwight H. H. H.

cc: TDCJ Inmate Grievance

pg 4 of 1

Freddy Hurley 453098
 Powledge A-B-PC
 A-B-PC Solitary Confinement
 Ccs file

H. Sloane, Grievance Investigator 4/26/2024
 Ignored issue, an implied TDCJ threat of harm
 glared at me in an overly hostile and threatening manner

To document my TDCJ Inmate Grievance, see AD-03-82/BP-03-77, so that State Prison ("TDCJ") investigative staff, e.g. Ms. H. Sloane, cannot claim that my condemned inmate grievance is adverse to TDCJ action, i.e., inappropriate/excessive... indignant... malicious... redundant... not grievable, but recently a TDCJ hired employee (whose name I will not reveal to prevent their retaliation by TDCJ Officials) asked me about TDCJ employee retirement and how they can increase their retirement pay by ten percent (10%) if they become TDCJ certified as dictated by the Texas Auditor's Office since TDCJ is severely short of over 8500 security staff members, security staff that are TDCJ hired by the Texas Governor's Office to guard the 130,000 plus State Prison ("TDCJ") inmates, some who are forced to work for free or face punitive disciplinary punishment is solitary confinement, or delayed parole release by TDCJ Officials, malicious TDCJ acts designed to create create financial gain for Texas. In summary, does not TDCJ directives, i.e., "SOPs," "PDs," "ADs," "BPs," "SAs," etc. that TDCJ's employee signed contract with its hire employees dictate: "If a TDCJ employee becomes certified, and upon their TDCJ retirement, the State TDCJ employee can increase their retirement pay by 10% upon their TDCJ employee certification... But TDCJ employees 'must' exercise care and diligence to insure the safety of every inmate from harm made known to TDCJ staff, and TDCJ employees 'must' not inflict punishment on TDCJ incarcerated inmates"; yet the Powledge Unit's

"HR department" does not have posted on its unit entrance employee bulletin board any TDCJ directive that informs every employee that enters the Raulolette Unit that TDCJ employees can increase their TDCJ pay by 10% percent if they become certified and, they "must" exercise diligence to protect every TDCJ incarcerated inmate from threat of harm by others - but not long ago, and in retaliation for my legal activity, a unit guard, in conspiracy with Unit Officials and LITM Personnel, beat me and stuck his fingers between my buttocks, and I may now have AIDS because of the Guard's shenanigans.

Does not TDCJ Policy dictate that employees can increase their pay by 10% by becoming certified upon retirement?

Already thinking

4/29/2024

Freddy Hurley, TDCJ #453088
Pawledge Unit, State Prison
1400 FM 3452
Palestine, TX 75803

January 8, 2024

Bryan Collier, Executive Director
Texas Department of Criminal Justice
P.O. Box 9A
Huntsville, TX 77342

Re: Tracking # 9590 9402 T553 2028 6409 12

Mr. Collier:

As an elderly disabled person incarcerated in TDCJ and held maliciously in solitary confinement on the Pawledge Unit's small segregated Protective Safeguarding ("PC") Isolation Cell after TDCJ's State Classification ("SCC") and the Texas Attorney General's Office determined, see e.g. Ruiz v. Estelle, 503 F. Supp. 1265 (S.D. Tex. 1980), I should be segregated in solitary confinement and denied all access to rehabilitation religious program activity due to TDCJ threat of harm and a TDCJ hit put on my life by TDCJ employed

staff, LITMB Personnel that are under written TDCJ contract to provide Texas prison inmates with TDCJ Correctional Managed Health Care, and "TDCJ Inmate Building Tenders" that are used by TDCJ employed staff to guard other TDCJ inmates because TDCJ is short of over 8000 plus TDCJ Security Personnel and the too few TDCJ Guards cannot adequately guard the 130,000 plus TDCJ incarcerated inmates held behind State prison bars, some of which that are used as inmate slaves to create State financial gain for Texas thru TDCJ's agricultural planting and picking of various vegetables, the meat packing plant, Metal Fab Plant, Tag Plant, etc; allow me too continue.

Thru TDCJ's employee alleged investigative system thru TDCJ's Inmate Grievance System; TDCJ's Inspector General's Office Investigators; TDCJ's Ombudsman Personnel; etc. who use TDCJ designed criminology schooling to teach its TDCJ employed staff, in their individual and TDCJ official capacity, that State prison inmates are convicted criminals, blatant liars, and are to be used as TDCJ slaves to create financial gain for Texas, and PC segregated inmates isolated on the Bowledge Unit's "Restricted Housing" Wing are to be denied any and all rehabilitation and religious program activity so as

4-2024 I sent a letter to the Equal Employment Opportunity Agency ("EEO") and filed an EEO grievance addressing TDCJ's inmate slave labor and TDCJ's employed racketeer influenced and corrupt organization ("RICO") concerning TDCJ employed staff who blatantly abuse State prison inmates, including LITRB Personnel who are under TDCJ contract to provide inmates with Correctional Health Care, and TDCJ Inmate "BTS" to guard over other State Prison inmates. And, on 6-24-2023 TDCJ Officials, Pawledge Unit Staff, and LITRB Personnel conspired with a unit employed guard, while I was hogtied to my ADA walker, the guard stuck his gloved fingers between my butt-cheeks, see TDCJ alleged investigative "EAC # 1-231045-10-23 ... Inv # 83600" dated 11/5/2023; also, between April 2019 thru June 2023, the State's Institutional Division says I have an "instant offense" and refuse to provide me with any form of due process right as held by the U.S. Supreme Court in Wolff v. McDonnell, see also Sorokin v. Corrier. And before you, the TDCJ Executive Director, arbitrarily dismiss my claim in retaliation for my legal filing to intervene in Robertson v. Collier, 9:23-cv-00023 (E.D. Tex. 2023), contriving my inmate claim is inappropriate, excessive, indecent, redundant, and not grievable, please review the Pawledge Unit's small minimum TDCJ security prison facility on its PC "Restricted

Hanging Wing" security viewing monitor cameras that easily verify my TDCs Treaty III PC inmate that is bargained before I or other PC treaty inmates can exit our PC Treaty Segregated Isolation individual cells, including the denial of all TDCs rehabilitation and religious program activity, and, I will submit to a State polygraph test and my filing a U.S. motion to intervene in Robertson v. Collier, 9:23-cv-02023 (E.D. Tex. 2023). I now wait your response to my 1-8-2024 legal claim.

Respectfully submitte,

~~Freddy Hurley~~

Freddy Hurley

cc: 9:23-cv-02023 (E.D. Tex. 2023), Robertson v. Collier
file

Freddy Hurley, TDCJ # 453088
Pawledge Unit, State Prison
1400 FM 3452
Pelestine, TX 75803

March 15, 2024

Brian Collier, Executive Director
Texas Department of Criminal Justice ("TDCJ")
P.O. Box 99
Huntsville, TX 77342

Re: TDCJ Threat Of Harm Request Investigation
USPS Certified Mail # 7022 0410 0002 7134 8303

Mr. Collier:

As you know, the Texas Governor appointed nine State Criminal Justice Board Members to oversee the State Prison System, the largest penal agency in the United States, and, you were then hired to govern "TDCJ" and its employed staff, including TDCJ's contracted personnel, e.g. LITRB/TTUHS, a clique of TDCJ/LITRB/TTUHS designed racketeer influenced and corrupt organization ("RICO") employed staff whose employees sport a little logo that says: "We Protect

Our Own," a threat to anyone who crosses a TDCJ/LTRB/TTUHSU hired staff member, and as Judge Judy said: "It's like cooking a chicken, no matter whether the bird is fried, barbecued, or creased, when it is ate it's still a chicken; so allow me, an elderly disabled TDCJ incarcerated person, too continue ---

Thru your TDCJ records it shows that I am elderly, disabled, TDCJ classified as Protective Custody ("PC"), punitively segregated in a 8-by-12 foot cell 24 hours a day in solitary confinement, denied by Bowledge Unit Officials all access too any form of rehabilitation and/or religious program activity, and recently unit TDCJ/LTRB personnel conspired with a unit employed Guard (John Doe) to maliciously hightie me, attack me, and the Guard then stuck his fingers in my anus, a malicious act that I did not ask for, in which I may now AIDS because the Guard had cuts on this fingers and hands which caused me too be rushed to a freeworld hospital in Palestine Texas on 6/24/2023; this TDCJ/LTRB employee conspiracy incident is documented on several TDCJ Security Surveillance monitoring cameras yet the TDCJ grievance Investigator, Mr. H. Sloane, contrives that my claim(s) are "redundant" and "not grievable." Also, in retaliation against me for my legal writing against TDCJ/LTRB personnel,

TDCJ/LTRMB/TTUHSO employees discontinued my ADA status established in mid 2013 under 42 U.S.C. § 12101, a TDCJ/LTRMB/TTUHSO malicious act and, TDCJ/LTRMB/TTUHSO confiscated my walker and I cannot ambulate safely as ordered by the ADA court, and TDCJ Ms. Sloane and various other RICO clique members contrive that my legal writings are redundant.

In summary, recently I wrote to Chief Justice John Roberts of the U.S. Supreme Court, 5th Circuit Court Judge Don Willett; and the U.S. Justice Civil Rights Department and was tactically told to write you and the TDCJ-CED Director, Bobby Limpin, and try to exhaust my TDCJ/LTRMB/TTUHSO complaint before my filing litigative suit since TDCJ's State Counsel for Inmates (SCFI) advised me "do not contact other departments as they are not [criminology] trained [and I could end up down by a prison river and shot by the Unit's Warden and Ms. Sloane similar to what happens to TDCJ inmate Leroy Brown, so I now wait for your TDCJ investigated reply.

Respectfully,

Juddy Hardy

cc: He

Freddy Hurley
Powledge
453088
A-8-PC-Solitary
A-8-PC-Solitary Confinement
(C.C.)

Unit Grievance Investigator
"We Protect Our Own"
3/11/2024
Implied threat by TDCJ/LITRB/TTUHSC employed staff

I, Freddy Hurley, TDCJ #453088, under penalty of perjury (6000M AD-03.82/BP-03.77), request a threat of harm investigation regarding TDCJ employed staff, TDCJ contract personnel, and its TDCJ medical care contract with the State's University of Texas Medical Branch ("UTMB") and the Texas Tech University Health Sciences Center ("TTUHSC"), also, the above named agencies and their named John and Jane Does, in their individual capacity, boost a little bog that states: "We Protect Our Own" a threat of harm statement for everyone who crosses a TDCJ/UTMB/Grievance/UTMB/TTUHSC/etc. member. And, in mid 2013 an ADA court classified me as severely disabled (42 U.S.C. § 12101), also, on 2/28/2024 TDCJ's Medical Grievance Program Office of Professional Standards TDCJ Health Services Division acknowledges my disability, stating: "A review... has been completed... due to [my] Achilles tendon lacerated low back and right knee ectritis, and blindness in left eye, [and I] should have a [TDCJ/UTMB] medical pass for a walker..." see TDCJ Grievance No. 2024060950 dated 2/28/2024, but my written (E-60 Medical Sick Call) medical requests for either a walker or cane are ignored and, on 3/7/2024 LITRB Lori Berry, "MLP," ordered that I be hogtied and escorted to the Powledge Unit's Medical Infirmary, a maximum security unit medical facility, without either a wheelchair, walker, or cane for me to ambulate my walking safely to prevent my risks of falling and when I refused to walk to the unit infirmary without a walker or cane while being hogtied



Texas Department of Criminal Justice

STEP 1

OFFENDER
GRIEVANCE FORM

OFFICE USE ONLY

Grievance #: 2024030034
 Received: NOV 06 2023
 Date Due: 12-16-2023
 Grievance Code: 904
 Investigator ID #: 1297315 2044
 Extension Date: _____
 Date Retd to Offender: NOV 29 2023

Offender Name: Freddy Hurley TDCJ # 453098
 Unit: Powledge Housing Assignment: AP-8-PC Isolation
 Unit where incident occurred: Powledge, AP-8-PC Isolation
 (cc: filed copy)

You must try to resolve your problem with a staff member before you submit a formal complaint. The only exception is when appealing the results of a disciplinary hearing.

Who did you talk to (name, title)? LPI H. Slocane, TDCJ Investigator When? 11/2/2023 - 11/3/2023
 What was their response? Ignored my Inmate Grievance, a TDCJ designed threat
 What action was taken? Ignored, made a TDCJ implied threat of harm (cc: copy file)

State your grievance in the space provided. Please state who, what, when, where and the disciplinary case number if appropriate

In regards to my present, Freddy Hurley, 11/6/2023 TDCJ Inmate Grievance (I-127), stated herein under penalty of perjury; and, TDCJ's Management of Inmate Grievances, see TDCJ Policy AD-03-82 and BP-03-17, says all "organs" shall provide documentation for the courts regarding inmate grievance issues, and, a TDCJ "LGI" shall be specific and detailed and all TDCJ LGIs "shall" attempt to resolve a TDCJ inmate complaint issue when an inmate's risk of physical and mental health requires immediate attention. Yet on 11/2/2023 and 11/3/2023, and in regards to my physical and mental health concerning my 11/2/2023 legal letter I sent to the TDCJ Executive Director, Bryan Collier; the TDCJ "LGI," H. Slocane, blatantly ignored my TDCJ Threat of harm by TDCJ and LITMB staff concerning my physical and mental health by being punitively isolated in an 8 by 12 foot cell since February 1990 by being segregated in TDCJ Protective Custody ("PC") due to threats of harm and a hit put on my life by TDCJ employed staff, "LITMB Personnel" that are under TDCJ contract to provide TDCJ inmates with TDCJ Correctional Managed Inmate Health Care, and TDCJ Inmate Guards that TDCJ Officials and Staff use the TDCJ Inmate Building Tenders to guard over other TDCJ inmates because TDCJ is over 8000 short of TDCJ employed security staff so TDCJ officials, e.g. TDCJ's Executive Director, TDCJ-CID, and TDCJ's other employed staff, use the TDCJ Inmate Building Tenders as TDCJ Support Service Worker to force other TDCJ inmates to work and create financial gain for Texas. But as a punitively TDCJ PC inmate isolated in the small (30 inmates) Powledge Unit's "TDCJ Restricted Housing

Wing "I am denied all rehabilitation and religious program activities, and, the LGE, "H. Sloane," implies on 11/2/2023 and 11/3/2023 that my claim is "excessive" and cannot be "screened using one of the [TDCJ] screening ~~screening~~ criteria; and tactically acknowledging that I am in TDCJ solitary confinement as I described in my 11/2/2023 certified letter to TDCJ's Executive Director, Bryan Collier, regarding Robertson v. Collier, Case No. 9:23-cv-00023 (E.D. Tex. 2023). Now I worry if the TDCJ LGE, "H. Sloane," may take me out of my PC and down to the river and shoot me similar too the way a TDCJ Warden and Farm Manager tried to do with inmate LeRoy Brown. (cc - filed copy)

Action Requested to resolve your Complaint. In regards to my 11/2/2023 and 11/3/2023 TDCJ Step 1 and Step 2 grievance I request an "LTD" investigation
Offender Signature: [Signature] Date: 11/10/2023
Grievance Response:

Your Step 1 grievance was investigated, and it was found that grievance # 202408964 was screened for having excessive attachments. All grievances are processed within AD 03.82 and there is no evidence that shows your grievances have been mishandled. No further action is warranted.

Signature Authority: [Signature] Date: 11/28/2023
If you are dissatisfied with the Step 1 response, you may submit a Step 2 (I-128) to the Unit Grievance Investigator within 15 days from the date of the Step 1 response. State the reason for appeal on the Step 2 Form.

Returned because: *Resubmit this form when the corrections are made.

- ☐ 1. Grievable time period has expired.
- ☐ 2. Submission in excess of 1 every 7 days. *
- ☐ 3. Originals not submitted. *
- ☐ 4. Inappropriate/Excessive attachments. *
- ☐ 5. No documented attempt at informal resolution. *
- ☐ 6. No requested relief is stated. *
- ☐ 7. Malicious use of vulgar, indecent, or physically threatening language. *
- ☐ 8. The issue presented is not grievable.
- ☐ 9. Redundant, Refer to grievance # _____
- ☐ 10. Illegible/Incomprehensible. *
- ☐ 11. Inappropriate. *

UGI Printed Name/Signature: _____

Application of the screening criteria for this grievance is not expected to adversely affect the offender's health.

Medical Signature Authority: _____

OFFICE USE ONLY	
Initial Submission	UGI Initials: _____
Grievance #: _____	
Screening Criteria Used: _____	
Date Recd from Offender: _____	
Date Returned to Offender: _____	
2 nd Submission	UGI Initials: _____
Grievance #: _____	
Screening Criteria Used: _____	
Date Recd from Offender: _____	
Date Returned to Offender: _____	
3 rd Submission	UGI Initials: _____
Grievance #: _____	
Screening Criteria Used: _____	
Date Recd from Offender: _____	
Date Returned to Offender: _____	



Texas Department of Criminal Justice

STEP 2

OFFENDER
GRIEVANCE FORM

Offender Name: Freddy Hurley TDCJ # 453088
 Unit: Powledge Housing Assignment: AP-8-PC Isolation
 Unit where incident occurred: Powledge, AP-8-PC solitary
(cc: file)

OFFICE USE ONLY

Grievance #: 2024030034
 UGI Recd Date: DEC 04 2023
 HQ Recd Date: DEC 11 2023
 Date Due: 1-13-24
 Grievance Code: 904
 Investigator ID#: I1364
 Extension Date: 2-28-24

You must attach the completed Step 1 Grievance that has been signed by the Warden for your Step 2 appeal to be accepted. You may not appeal to Step 2 with a Step 1 that has been returned unprocessed.

Give reason for appeal (Be Specific). *I am dissatisfied with the response at Step 1 because...*

I, Freddy Hurley, TDCJ #453088, appeal the TDCJ Inmate Grievance reply, #2024030034 dated 11-29-2023, by Powledge Unit Senior Warden N. Sandifer who did not interview me regarding this issue; Warden Sandifer nor any other TDCJ employed staff member refute my claim, Grievance #2024030034, as I describe under TDCJ AD-03.82 and BP-03.77 for resolution, but the "UGI" and Warden Sandifer merely state "there is no evidence that shows [my] grievances have been mishandled," but TDCJ evidence dictates otherwise, e.g. the State Institutional Parole Division, on 6-16-2023, state that I have an "instant offense" regarding my 1-19-1987 jury conviction and TDCJ sentence begin date; but as stated in my motion to intervene in *Robertson v. Collier*, 9:23-cv-00023 (E.D. Tex. 2023), see TDCJ Grievance #2024030088, dated 11-28-2023, states my claim is being reviewed. Also, TDCJ evidence shows thru TDCJ video Security Monitoring cameras, located on the Powledge Unit's small segregated (30 individual cells) that the small isolated "Restricted Housing Wing" is not sprayed monthly by TDCJ "pest control per policy." Again, thru TDCJ designed word-game tactics, my TDCJ inmate grievances are ignored, yet I am punitively housed in TDCJ Protective Custody ("PC") solitary confinement and denied all TDCJ rehabilitation and religious activity programs, therefore I appeal my being housed with my wrist secured to my waist with

a leather belt in a TDCS 5-7-1 fashion before I can exit my PC cell as a who does not pose a threat to TDCS because I am elderly, disabled, and TDCS has written documentation by the TDCS Executive Director's Office showing that I do not pose a threat to TDCS.

(cc=File)

Offender Signature: _____

Date: _____

Grievance Response: _____

Your Step 2 grievance has been investigated by this office. Be reminded, one issue per grievance will be addressed. You were appropriately advised at the Step 1 level. The processing of grievances will continue to be monitored to ensure policy compliance. No further action is warranted by this office.

Offender Signature: _____

Grievance Response: _____

Signature Authority: _____

Date: _____

Returned because: *Resubmit this form when corrections are made.

- ☐ 1. Grievable time period has expired.
- ☐ 2. Illegible/Incomprehensible.*
- ☐ 3. Originals not submitted.*
- ☐ 4. Inappropriate/Excessive attachments.*
- ☐ 5. Malicious use of vulgar, indecent, or physically threatening language.
- ☐ 6. Inappropriate.*

CGO Staff Signature: _____

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Initial Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

2nd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

3rd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

Freddy Hurley, TDCJ #453088
Pawledge Unit, State Prison
1400 FM 3452
Palestine, TX 75803-2350

April 9, 2024

5th Circuit, U.S. Court of Appeals
Andrew Oldham, Court Member
620 S. Maestri Place, Suite 115
New Orleans, LA 70130-3408

Re: TDCJ Incarcerated Inmate

Dear Mr. Oldham, 5th Circuit:

Recently I wrote to the U.S. Supreme Court's Chief Justice, John Roberts, whose Office replied and tactically informed me, a State prison inmate incarcerated in "TDCJ" solitary confinement, to contact a member of the 5th Circuit Court of Appeals regarding my TDCJ complaint issue since I have three-court strikes against me, and, on 6/24/2023 TDCJ/UTMB Personnel conspired with a TDCJ employed staff member to hogie me, take me out of my isolated Protective

Custody ("PC") individual cell, and the Guard then assaulted me, sticking his fingers between my butt-crack in retaliation for my exercise of legal rights; allow me too continue ---

As you know, in this age of space flight after TDCJ learned from TDCJ's loss in Ruiz v. Estelle how to use modern day criminology word-game tactics and how to refute any inmate(s) complaint filed; TDCJ officials now have its employed staff to wear a little stitched logo that states "We Protect Our Own," a TDCJ threat statement directed at anyone who crosses a TDCJ/UTMB/UTSAC employee member, and as Judge Judy said: "When [TDCJ staff] cook a chicken, whether it be fried... barbecued... or creoled, when the bird's ate it's still a chicken. TDCJ's own "OIG" (Internal Affairs) was caught stealing inmates "SSI Numbers to create fake TDCJ employees' own IDs so TDCJ staff could purchase their own store bought personal items (see Eastern District Court proceedings).

And, even though you are a conservative 5th Circuit Court Member from Texas, your own philosophical belief about TDCJ and its policy procedures should be viewed liberally and your

judiciary standing should also apply to me no matter my TDCJ incarceration as an elderly disabled person (See 42 U.S.C. § 12101) who is isolated in punitive solitary confinement and cannot create any form of financial gain for Texas because of my isolated TDCJ Protective Custody status in a small 8-by 11 foot cell as ordered by the Texas Attorney General's Office and TDCJ's State Classification (SCC) since February 1990 and, I am denied any form of rehabilitation and religious program activity as a PC individually called inmate, rehabilitation and religious program activities that are provided to all TDCJ General Population ("GP") Inmates.

In summary, the Chief Justice of the Supreme Court informed me to document all issues I file so that TDCJ's employed staff members, a racketeer influenced and corrupt TDCJ organization ("RECO"), the largest penal agency in the United States, cannot claim I have not attempted to exhaust all my remedies, see i.e. (1) TDCJ continues "Inmate Hurley is not ADA" classified, see TDCJ Grievance No. 2524054541; (2) Hurley has a "instant offense" yet his robbery offense and TDCJ sentence begin date is January 19, 1987, and under Texas law prior to September 1, 1987, I need only serve

one-third of my 01/19/1987 TDCJ sentence before my being released on parole, serving the remainder of my TDCJ sentence at home under parole release supervision; and (3) Hurley is held in solitary confinement restricted housing in Protective Custody and denied all access to rehabilitation and religious program activities, but TDCJ's Executive Director's Program Specialist and the Texoma Community MHAHR Services of Texoma informed TDCJ: "Freddy's Risk Assessment are assessed as a one, which is low, and he is not a threat to society;" so I wait your investigative reply.

Respectfully written,

Freddy Hurley

cc: TDCJ Inmate grievance AD-03.82/EP-03.57
Chief Justice John Roberts, U.S. Supreme Court
file



Texas Department of Criminal Justice

OFFICE USE ONLY

STEP 1 OFFENDER GRIEVANCE FORM

Offender Name: Freddy Hurley TDCJ # 453088
 Unit: Bowledge Housing Assignment: A-8-PC Solitary
 Unit where incident occurred: Bowledge, PC Solitary Confinement
lcc copy

Grievance #: _____
 Date Received: _____
 Date Due: _____
 Grievance Code: _____
 Investigator ID #: _____
 Extension Date: _____
 Date Retd to Offender: _____

You must try to resolve your problem with a staff member before you submit a formal complaint. The only exception is when appealing the results of a disciplinary hearing.

Who did you talk to (name, title)? H. Sloane, TDCJ Grievance Investigator When? 4/12/2024
 What was their response? Gleered at me in an overly hostile and threatening manner
 What action was taken? Ignored my "AIDS" test regarding Mr. Howell's shenanigans

State your grievance in the space provided. Please state who, what, when, where and the disciplinary case number if appropriate

My TDCJ/LITRB Grievance dated 4/15/2024, see TDCJ AD-03.82/SP-03.77 and the State Prisons "TDCJ" refusal to address my inmate grievance, and Mrs. H. Sloane, TDCJ Inmate Grievance Investigator, and her refusing to date make each of my prison filed documents as my enclosed 4/15/2024 inmate grievance documents regarding my 4/11/2024 letter to the Texas Medical Board (4 pages), and, my inmate letter notice too Mr. Joel Howell "PA" and Mrs. Lori Berry, "MLP," dated 4/12/2024, and the shenanigans by TDCJ/LITRB/ITLISC Personnel, I fear for my inmate safety as an elderly disabled person and I request a threat of harm investigation by the State Prisons TDCJ Inspector General (Internal Affairs). also I do not seek a unit transfer to a different Protective Custody ("PC") Restricted Housing Wing. APR 15 2024

cc: File APR 15 2024

Action Requested to resolve your Complaint.

Request an "LDO" investigation regarding the six pages I filed, attached hereto, regarding my Unit AOA abuse APR 15 2024

Offender Signature: [Signature] Date: 4/15/2024

Grievance Response:

Signature Authority: _____ Date: _____

If you are dissatisfied with the Step 1 response, you may submit a Step 2 (I-128) to the Unit Grievance Investigator within 15 days from the date of the Step 1 response. State the reason for appeal on the Step 2 Form.

Returned because: *Resubmit this form when the corrections are made.

- ☐ 1. Grievable time period has expired.
- ☐ 2. Submission in excess of 1 every 7 days. *
- ☐ 3. Originals not submitted. *
- ☒ 4. Inappropriate/Excessive attachments. *
- ☐ 5. No documented attempt at informal resolution. *
- ☐ 6. No requested relief is stated. *
- ☐ 7. Malicious use of vulgar, indecent, or physically threatening language. *
- ☐ 8. The issue presented is not grievable.
- ☐ 9. Redundant, Refer to grievance # _____
- ☐ 10. Illegible/Incomprehensible. *
- ☐ 11. Inappropriate. *

UGI Printed Name/Signature: H. Sloane B. Local

Application of the screening criteria for this grievance is not expected to adversely affect the offender's health.

Medical Signature Authority: _____

I-127 Back (Revised 11-2010)

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Initial Submission UGI Initials: [Signature]
Grievance #: 2024091480
Screening Criteria Used: 04-999
Date Recd from Offender: APR 15 2024
Date Returned to Offender: APR 15 2024
2nd Submission UGI Initials: _____
Grievance #: _____
Screening Criteria Used: _____
Date Recd from Offender: _____
Date Returned to Offender: _____
3rd Submission UGI Initials: _____
Grievance #: _____
Screening Criteria Used: _____
Date Recd from Offender: _____
Date Returned to Offender: _____

Freddy Hurley, TDCJ #453088
Pawledge Unit, State Prison
1400 FM 3452
Palestine, TX 75803

April 11, 2024

Texas Medical Board Personnel
333 Guadalupe Tower 3, Suite 610
Austin, TX 78701

Re: File # 24-4787

Dear Madam or Sir:

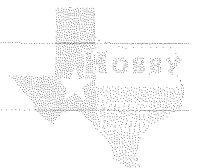
I am in receipt of your 3/27/2024 Medical Board letter to me concerning my TDCJ/LITMB medical situation and the State Prison's TDCJ --- LITMB --- TTHSC Personnel and their blatant denial of my TDCJ/LITMB/TTHSC "Irrate is not ADA and he does not have a walker pass"; allow me too continue ---

Attached too my 4/11/2024 letter to the Texas Medical Board regarding your 3/24/2024 letter to me, Medical Board Investigative staff

will find ten (10) legal pages of evidence documents concerning TDCJ/LITMB/TTHASC and their denial of my disability regarding multiple TDCJ/LITMB employed staff who maliciously contrive I, "Immate Hurley is not ADA," yet TDCJ/LITMB and its Pawledge Writ's contracted Physician Assistant (PA), Joel Howell, who has tactically written I "use a walker and unable to hold his walker when clipped and Freddy is unable to ambulate safely while using his walker to prevent his risks of falls..." see e.g. TDCJ Grievance No. 2024054541.

Also, in my TDCJ/LITMB State Open Records requests I have filed requesting TDCJ/LITMB/TTHASC Personnel asking for my medical records concerning TDCJ/LITMB individual names and my medical records, each individual request by me has been blatantly denied in retaliation for my exercise of legal rights, see e.g. *Rinz v. Estelle*, and on 6/24/2023 TDCJ... LITMB... TTHASC Personnel, in each of their individual and official capacity, conspired with a TDCJ employed Guard (John Doe) to attack me while I was hogtied, the Guard also stuck his fingers between my buttocks and I may now have "AIDS" because the Guard's fingers were cut and bled blood on them.

APR 15 2024



In summary, in mid 2013 an ADA Administrative Court Judge personally interviewed me, reviewing all my medical records since childhood, and, the ADA Court easily classified me as ADA since 2013, see 42 U.S.C. § 12101, and the Sherman Texas Social Security Office (and you can call toll-free at 1-800-772-1213, or the local office at 877-405-3521) who can easily verify my disabilities; also, on 11/5/2018 the Plano Texas Medical City Healthcare Hospital documents that I was admitted from the Sherman Texas Wilson Jones Hospital via Life Flight after I had a heart attack, several seizures, multiple cuts and abrasions to my face, impaired strength --- coordination --- balance --- functional mobility and, in regards too my 2013 ADA classification status the ADA Court also held I have severe arthritis in my neck, lower back, and both knees; both of my achilles tendons (L-R) have been completely lacerated and had to be surgically stitched back in place, and I cannot climb stairs etc; my bottom jaw and lower teeth are wired in place; I am going blind in my left eye and poor vision in my right; and on 6/24/2023 I had to be rushed via emergency ambulance to the freeworld Palestine Hospital from the State Prison's Pawledge Unit Protective Custody ("PC") Restrictive Housing Wing after TDCJ/LITMB

APR 15 2024

employed staff, in their individual and official capacity, a racketeer influenced and corrupt organization ("RICO"), conspired with a with a Unit Guard to attack me. Again, because I am elderly and disabled and cannot articulate my medical claim like TDCJ/UTMB/UTUHS Personnel who are criminology schooled to deny my claim even though my inmate medical complaint is true and stated under penalty of perjury, and, I am willing too take a polygraph test to verify my claim, so I now wait for the Texas Medical Board's investigative response.

Respectfully filed,

Joreddy Hurley

CC: TDCJ/UTMB/UTUHS Grievance, see AD-03.82/BP-03.77
file



Freddy Hurley, TDCJ #453000
Pawledge Unit, State Prison

April 12, 2024

Joel Howell, "PA"
Lori Berry "MLP"
Unit Medical Infirmary
Pawledge Unit, State Prison

Re: Denied ADA Care

Mr. Howell -- Ms. Berry:

In your blatant retaliation for my legal rights regarding my ADA status, the two of you know, including your unit related medical staff, maliciously deny to me a walker or cane to prevent my risks of falls because of my disabilities, so inclosed you will find a copy of my 4/11/2024 letter to the Texas Medical Board's Investigative Division that documents my State prison claim involving the two of you for litigative purpose, and, as the Honorable Judge Judy said:

"When people cook a chicken, whether

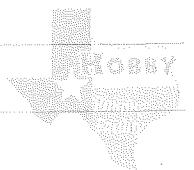
it be fried --- barbecued --- or
creaked --- etc., when the bird is
ate it is still a chicken";

so your drunken stupor is not lost on me even though
I am not TDCS/LITMB/ITLHSC criminology schooled like
your clique, a racketeer influenced and corrupt
organization --- so remember the chicken.

Respectfully filed

Dreddy Hurley

cc: TDCS Grievance, AD-03.82/BP-03.77
file



Freddy Hurley, TDCJ#453088
Pawledge Unit, State Prison
1400 FM 3452
Palestine, TX 75803-2350

February 5, 2024

Grievance Office, Pawledge Unit
TDCJ-Correctional Institution Division
1400 FM 3452
Palestine, TX 75803-2350

Re: Texas Open Records Act Request
Grievance Office, Pawledge Unit

Dear Madam or Sir:

Thru the Texas Open Records Act a TDCJ-CID inmate can ask for a written copy of my previously filed Pawledge (Beto II) Unit Inmate Grievance, between 2000-2003, regarding a TDCJ life endangerment created against me by Unit Officials who posted my TDCJ identity information about me on my Protective Custody ("PC") cell door, a malicious act intentionally designed by TDCJ employed staff in retaliation for my exercise of legal rights, and, thru my legal activity

Pawledge Unit Officials were required thru order of the court to remove all such type TDCJ inmate identity information from my Unit PC cell door, including the other restricted housing inmates segregated on the Pawledge Unit; allow me too continue.

On 2-3-2024 Pawledge Unit Officials and their Unit Inmate Building Tender stormed into the Unit's small isolated restricted housing segregation inmate wing in an overtly hostile and inmate threatening manner and maliciously started posting on each individual segregated cell door each TDCJ inmate's identity status, e.g., a photo of the inmate, his TDCJ Security Percontion Destination (SPD), Self-Harm Risk (SHR), etc., and when I attempted to respectfully speak with Unit Sgt. Allen about this blatant designed threat by TDCJ officials that places PC inmates in open view for attack, Sgt. Allen and her sexually favored Unit Inmate Building Tender (BT) stood at the front of my PC cell door while the inmate BT ordered me to go to the back of my PC cell, face the wall, so the inmate BT could ogle eye my elderly back-side rear end so Sgt. Allen could ignore?

(i) on 7-26-2023 grievance No. 20231244941 said: "your [TDCJ] complaint has been reviewed- Statements reviewed by the Chief of Classification

state she did not authorize anyone to place [an Inmate Security Precaution Destination (SPD) or any other] 'Self-Harm Risk' on any cell doors, this code is placed on the inmates by classification in Huntsville...."

Also, in a similarly related TDCJ Protective Custody ("PC") Inmate Grievance, No. 2019037895, it easily dictates that "Per [TDCJ] Administration, all P6 and P7 offenders who wish to work [in the isolated PC segregated housing area] will be given the opportunity to do so. A work schedule will be implemented for all [segregated individually celled inmates, but he advised that there is [only] a limited amount of work details [in the isolated housing area for] offenders...."

In closing, I request to purchase copies of the above described TDCJ Inmate Grievances so I can use them to present to the court as evidence. I wait your response.

Respectfully,

Breda Hanks

Freddy Hurley, TDCJ #453088
Pawledge Unit, State Prison
1400 FM 3452
Palestine, TX 75803

May 1, 2024

United States District Court
Eastern District of Texas, District Clerk
104 North Third Street
Lufkin, TX 75901

Re: Robertson et al. v. Collier et al.,
Writ No. 9:23-cv-23 (E.D. Tex. 2023)
Intervener, Freddy Hurley, TDCJ #453088

Dear Clerk:

Inclosed your office will find my motion to
intervene, Writ No. 9:23-cv-23, and ask that your
office file my pleading with the Court.

Respectfully,

Freddy Hurley

cc: file

